

TEMPORARY

THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: CITY OF FERNLEY
Source: TRUCKEE RIVER
Basin: TRACY SEGMENT
Manner of Use: WILDLIFE
Period of Use: January 1st to December 31st
Priority Date: AS DECREED

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use and manner of use of a portion of the waters of the Truckee River as set forth under Permits 67449, 70130, 73142, 73161, 73163, 73164, 73243, 73245, 73255, 74481, 74503 and 73704 which changed the place of use and manner of use of a portion of Claim Number 3 in the Truckee River final decree, is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire **November 15, 2009**, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due in the same manner as if the water were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

(Continued on Page 2)

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 3094.405 acre-feet as decreed.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

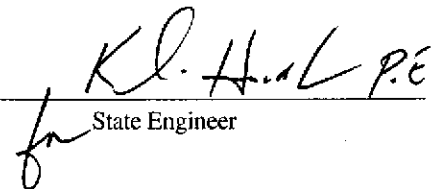
N/A

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of June, A.D. 2009



for State Engineer

llb

TEMPORARY

Application No. **78508**T

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

MAY 14 2009

Date of filing in State Engineer's Office _____

Returned to applicant for correction _____

Corrected application filed _____ Map filed **FEB 02 2001** under **67182**The applicant City of Fernley595 Silver Lace Blvd. of Fernley
Street Address or P.O. Box City or TownNevada, 89408, hereby make(s) application for permission to change the
State and Zip Code☐ Point of diversion ☒ Place of use ☒ Manner of use ☐ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 67449, Permit 70130, Permit 73142, Permit 73161, Permit 73163, Permit 73164, Permit 73243, Permit 73245, Permit 73255, Permit 73704 [portion], Permit 74481, and Permit 74503

1. The source of water is Truckee River
Name of stream, lake, underground, spring or other sources
2. The amount of water to be changed 3,094.405 Acre Feet Annually
Second foot, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Wildlife
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Municipal
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
Derby Dam located within the N 1/2 SW 1/4 of Section 19, T. 20 N., R. 23 E., M.D.B. & M.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

6-83-5

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
The Place of Use is the Truckee River beginning at the Point of Diversion (Derby Dam) downstream to the Pyramid Lake inlet. (Refer to the supporting map filed with Permit 67182)
8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
The Existing Place of Use is the City of Fernley Municipal Area - See Attachment "A" and Map filed with Application No. 71382
9. Proposed use will be from As Decreed to As Decreed of each year.
Month and Day Month and Day
10. Existing use permitted from As Decreed to As Decreed of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.) Instream flows within the Truckee River from Derby Dam to the inlet of Pyramid Lake will be conducted in the river's natural stream channel; no other works are proposed.
12. Estimated cost of works N/A
13. Estimated time required to construct works N/A
If well completed, describe well.
14. Estimated time required to complete the application of water to beneficial use N/A
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)
N/A
16. Miscellaneous remarks:
Please see attachment "B" for a breakdown of the AF to be changed per referenced permit.
Proposed POU Map Filed under Application Number 67182.

(775) 784-9920
Phone No.

lpatton@CityofFernley.org
E-mail

By Lowell Patton Director, Public Works Department
Print or type name clearly

[Signature]
Signature, applicant or agent

City of Fernley
Company Name

595 Silver Lace Blvd.
Street Address or P.O. Box

Fernley, Nevada 89408
City, State, Zip Code

**APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT**

\$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

ATTACHMENT A**PROPOSED PLACE OF USE:****T.20 N., R. 24 E., M.D.B. & M.**

Portion of Sections 9 and 10, Sections 11, 12, 13, 14 and 15;
Portion of Sections 16, 17, and 20, Sections 21, 22, 23, 24, 25, 26, 27 and 28;
Portion of Sections 29, 30, and 31, Sections 32, 33, 34, 35 and 36.

T.20 N., R. 25 E., M.D.B. & M.

Sections 1, 2 and 3;
Portion of Sections 4 and 5, Sections 7 through 36.

T.20 N., R. 26 E., M.D.B. & M.

Portion of Section 5, Sections 6 and 7; Portion of
Sections 8 and 17, Sections 18 and 19; Portion of
Sections 20 and 29, Sections 30 and 31; Portion of
Section 32.

T.21 N., R. 25 E., M.D.B. & M.

Portion of Sections 13, 23 and 24, Section 25;
Portion of Sections 26, 27, 28 and 33, Sections 34, 35 and 36

T.21 N., R. 26 E., M.D.B. & M.

Portion of Sections 5, 7 and 8, Section 17;
Portion of Section 18, Sections 19, 20, 29, 30, 31, and 32.

T.22 N., R. 26 E., M.D.B. & M.

Portion of Sections 28, 32 and 33.

T.19 N., R. 25 E., M.D.B. & M.

All of Sections 1 through 36.

T.19 N., R. 24 E., M.D.B. & M.

Sections 1, 2, 3, 4 and 5;
Portion of Section 6, Sections 7 through 36.

T.19 N., R. 23 E., M.D.B. & M.

Portion of Sections 1, 12, 13, 14 and 23, Sections 24 and 25;
Portion of Sections 26, 27 and 34, Sections 35 and 36.

Attachment "B"

DWR Permit No.	Acre - Feet to be changed	
67449	795.000	
70130	259.245	
73142	180.000	
73161	95.630	
73163	307.850	
73164	144.000	
73243	590.400	
73245	159.300	
73255	104.630	
73704	36.200	Portion of Permit
74481	328.320	
74503	93.830	
Total	3094.405	